

JUN. 23. 2008 5:48PM JACKSON LEWIS LLP

NO. 4360 P. 3

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORKX  
LUIS RAMIREZ, Individually and on Behalf  
of All Other Persons Similarly Situated,

Plaintiffs,

-sgwms-

MANSIONS CATERING, INC., SAM  
MILLIKEN and JOHN DOES #1-10, Jointly  
and Severally

Defendants.

X  
USDS SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #: \_\_\_\_\_  
DATE FILED: 6/30/08

08 CIV 4826 (CM)

**STIPULATION AND TOLLING AGREEMENT**

It is hereby STIPULATED AND AGREED, by and between Plaintiff Luis Ramirez ("Plaintiff") and Defendant Mansions Catering, Inc. and Sam Milliken ("Defendants"), through their undersigned attorneys who state that they have been authorized to enter into this Stipulation And Tolling Agreement, that Defendants' time to answer, move, or otherwise respond to the Complaint in this matter shall be extended by 30 days, until and including July 23, 2008.

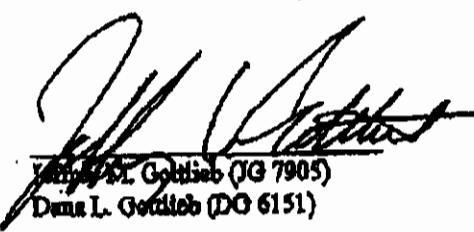
It is FURTHER STIPULATED AND AGREED, by and between Plaintiff and Defendants, through their undersigned attorneys who state that they have been authorized to enter this Stipulation And Tolling Agreement, that the statute of limitations period for alleged violations of the Fair Labor Standard Act ("FLSA") and New York Labor Law ("Labor Law") set forth in the Complaint by individuals purporting to be similarly situated to Plaintiff shall hereby be deemed tolled for a period of 30 days beginning June 23, 2008 and ending July 23, 2008;

PROVIDED, further, that nothing in this Stipulation And Tolling Agreement shall be read to revive any claim under the FLSA or Labor Law that would have been considered untimely as of June 23, 2008.

JUN 23 2008 5:48PM JACKSON LEWIS LLP

NO. 4360 P. 4

Dated: 6/24, 2008

By: 

James M. Gottlieb (JG 7905)  
Dana L. Gottlieb (DO 6151)

GOTTLIEB & ASSOCIATES  
150 East 18<sup>th</sup> Street, Suite PHR  
New York, New York 10003  
(212) 224-9795

Attorneys for Plaintiffs

Dated: 6/24, 2008

By: 

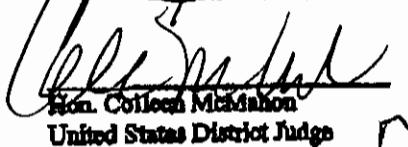
James R. Williams (JW 3006)  
Jonathan M. Korak (JK 9619)

JACKSON LEWIS LLP  
One North Broadway, 15<sup>th</sup> Floor  
White Plains, New York 10601  
(914) 328-0404

59 Maiden Lane, 39<sup>th</sup> Floor  
New York, New York 10038  
(212) 545-4000

Attorneys for Defendants Mansions Catering, Inc.  
and Sam Milliken

SO ORDERED THIS 26  
DAY OF June, 2008.

  
Hon. Colleen McMahon  
United States District Judge

-2-